



Entered on Docket
September 23, 2011

A handwritten signature in black ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Sustaining Eleventh Omnibus
Objection Of USACM Trust To
Unallocated Amounts of Proofs Of Claim**

Hearing Date: August 30, 2011

Hearing Time: 10:30 a.m.

The Court having considered the "Eleventh Omnibus Objection Of USACM Trust To Unallocated Amounts of Proofs Of Claim ("Unallocated Amount") [DE 8707] (the "Objection"); the Court having heard the Objection on August 30, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; and good cause appearing:

1 **IT IS ORDERED** that:

2 1. The Objection [DE 8707] is sustained;

3 2. The Proofs of Claim listed on **Exhibit A** attached are disallowed to the
4 extent the amount of the claim as stated on the face of proof of claim exceeds the amount
5 of the claim supported by the documentation provided with the proof of claim, i.e., the
6 Unallocated Amount as shown on **Exhibit A** attached; and

7 3. This order concerns only the Unallocated Amount of the claim and not any
8 other claim of the claimants.

9
10 PREPARED AND RESPECTFULLY SUBMITTED BY:

11 **LEWIS AND ROCA LLP**

12
13 By /s/ John Hinderaker (AZ #018024)

14 Robert M. Charles, Jr.

15 John Hinderaker (*pro hac vice*)

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20 *Attorneys for USACM Liquidating Trust*

LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: <u>Augie Landis</u>	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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USACM Trust
Unallocated Amounts Of Proofs Of Claim
Multiple Loan Claims

Claim	Date Claim was Filed	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because The Trust Could Not Allocate Amount to a Specific Direct Lender Loan
10725-02353	1/16/2007	Musso Living Trust Dtd 11/30/92	Walter & Barbara Musso Ttees 48 Williams Drive Moraga, CA 94556	623,004.79	22,577.96
10725-01018	10/26/2006	Nakashima, Vicky	1681 Fairburn Ave Los Angeles, CA 90024	155,000.00	5,000.00
10725-01925	1/11/2007	Nancy R Gilmour Ira	C/O First Savings Bank Custodian PO Box 1241 Camano Island, WA 98292-1241	406,008.22	3,004.11
10725-02380	1/16/2007	Nancy R Gilmour Ira	First Savings Bank Custodian For PO Box 1241 Camano Island, WA 98292-1241	406,008.22	3,004.11
10725-02026	1/11/2007	Nevins Jt Ten, Richard & Michele	1547 Bob Goalby LN El Paso, TX 79935	2,798,759.62	24,379.81
10725-01175	11/10/2006	Nix, John	836 Temple Rock Ct Boulder City, NV 89005	710,937.34	100,000.00
10725-01480	11/27/2006	Norman & Charlene Prins Revoc Living Trust	Dtd 10/29/03 Norman & Charlene Prins Ttees 7425 W 104Th St Bloomington, MN 55438-2114	118,827.74	1,769.03
10725-01731	12/11/2006	O'Neill, Charles & Lois C	3515 Southampton Dr. Reno, NV 89509	75,311.86	7,991.85
10725-02161	1/12/2007	Ogren, William W & Betty R	22102 Shannon Dell Dr Audubon, PA 19403	202,926.38	1,463.19
10725-02121	1/11/2007	Olga O'Buch Trust Dtd 5/28/98	Olga O'Buch Teee 140 Gazelle Rd Reno, NV 89511	507,403.52	28,701.76

EXHIBIT A

2424558.1